

PUBLIC NOTICE

Public Notice of intent to issue a Recreational Vehicle Disposal Site Discharge Permit, in accordance with Yuma City Code Title 19, Chapter 191-05 (C)(1) Public Notification.

To: Western Refining Retail, LLC. Dba Speedway #2955
PO Box 711-Dept 148
Dallas, TX 75221

Operation: RV Dump Site

A copy of the draft permit may be reviewed at the following locations:

1. Office of the City Clerk
City Hall
One City Plaza
Yuma, AZ 85364
2. City of Yuma
Utilities Office
270 W. 13th Street
Yuma, AZ 85364

NOTICE IS HEREBY GIVEN, THAT ANY PERSON MAY FILE WRITTEN COMMENTS CONCERNING THIS REPORT. THE WRITTEN COMMENT PERIOD WILL BEGIN ON APRIL 19, 2023 AND END ON MAY 19, 2023. IN ORDER TO BE CONSIDERED WRITTEN COMMENTS, COMMENTS MUST BE RECEIVED BY 5:00 P.M. ON MAY 19, 2023.

WRITTEN COMMENTS SHOULD BE DIRECTED TO:

City of Yuma
Utilities Department
ATTN: Christopher Grant
270 W. 13th Street
Yuma, AZ 85364



Utilities Department
Pretreatment Section
270 West 13th Street
Yuma, Arizona 85364
(928) 373-4600
Fax (866) 930-5149
www.YumaAZ.gov

April 19, 2023

Attn: Carol Young
Western Refining Retail, LLC. Dba Speedway #2955
PO Box 711-Dept 148
Dallas, TX 75221

Subject: Draft Recreational Vehicle Disposal Site Permit #0107

Dear Ms. Young,

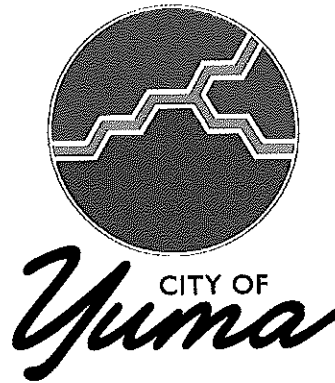
Enclosed is the Draft Permit for the RV disposal site located at 2900 S. 4th Ave, Yuma Arizona. If you have any comments on the permit, the comments need to be submitted in writing to me before 5:00 p.m. May 19, 2023.

Your present permit is administratively extended until the new permit is issued. If you have any questions or concerns about the permit, please contact me at (928) 373-4628.

Sincerely,

Christopher Grant
Water Quality & Compliance Manager

Cc: File



**CITY OF YUMA
RECREATIONAL VEHICLE DISPOAL SITE
DISCHARGE PERMIT**

for

Western Refining Retail, LLC. DbA Speedway #2955

Date

May 19, 2023

Permit Number

0107

Permit Prepared by:

**City of Yuma Utilities Department
Pretreatment Section
270 W. 13th Street
Yuma, AZ 85364
928-373-4600**

GENERAL DISCHARGE PERMIT

Western Refining Retail, LLC.
Permit No. 0107

ISSUED TO: Western Refining Retail, LLC.
Dba Speedway #2955

MAILING ADDRESS: Western Refining Retail, LLC.
PO Box 711-Dept 148
Dallas, TX 75221

OWNER Western Refining Retail, LLC.

CONTACT PERSON: Carol Young
Environmental Compliance Specialist

ADDRESS OF PREMISES: Speedway #2955
2900 S. 4th Avenue
Yuma, AZ 85364

THIS PERMIT SHALL BECOME EFFECTIVE MAY 19, 2023 AND SHALL EXPIRE AT MIDNIGHT ON MAY 18, 2023.

Pretreatment Phone # (928) 373-4600, After 5pm # (928) 373-4592.

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Attachments

- A. Recreational Vehicle Waste Disposal Site Form
- B. Site Detail Drawing

City of Yuma Recreational Vehicle Disposal Site Discharge Permit

Permit Number 0107

In Accordance with the provisions of the Yuma City Code, Title 19, Chapter 191,

Company Name and Mailing Address	Address of Premise
Western Refining Retail LLC dba Speedway 2955 PO Box 711-Dept 148 Dallas, TX 75221	Speedway #2955 2900 S. 4 th Avenue Yuma, Arizona 85364

Is hereby authorized to discharge industrial wastewater for the above identified facility through the outfalls identified herein into the City of Yuma's Public Owned Treatment Works (POTW) in accordance with the conditions set forth in this permit. Compliance with this permit does not relieve the permittee of its obligation to comply with any or all applicable pretreatment regulations, standard or requirements under local, state, and federal laws, including any such regulations, standards, requirements, or laws that may become effective during the term of this permit.

Non-compliance with any term or condition of this permit shall constitute a violation of Yuma City Code. Pursuant to Section 191-11(C)(1) of the Yuma City code, failure to comply may result in fines not to exceed \$2,500 per violation, per day.

This permit shall become effective on May 19, 2023 and shall expire at midnight on May 18, 2026

If the permittee wished to continue to discharge after the expiration date of this permit, an application must be filed for a renewal permit in accordance with the requirements of Yuma City Code, title 19, Chapter 191, a minimum of 90 days before the expiration date.

By: _____

Pretreatment & Backflow Programs Supervisor

Issued this _____ day of _____, 2023

PART 1 – EFFLUENT LIMITATIONS

- A. During the term of this permit, the discharge from outfall 001 must not exceed the following effluent limitations. Effluent from this outfall consists of recreational vehicle waste, discharged in at a recreational vehicle disposal site connected to the City of Yuma sewer system.

B.

Table 1.0 – Description of outfalls:

OUTFALL	DESCRIPTION
001	The outfall is to be used by non-commercial recreational vehicles that disposal of domestic holding tank waste. The outfall is located on the west side of the facility and is identified on Attachment B – Site Detail Drawing.

- C. During the term of this permit, the discharges from Outfall 001 shall be wastewater as defined by (Yuma City Code, Section 191.01(D)), and subject to the following effluent limitations.

Table 1.1 – Discharge Limitations for Outfall 001

PARAMETER	DAILY MAXIMUM LIMIT
Flow	Monitor Only, GPD

- D. Pursuant to Yuma City Code, Section 19-02(A)(2). Permittee shall not discharge wastewater containing any of the following substances from any of the outfalls.

Specific prohibitions. No User shall introduce into the POTW the following pollutants, substances, or wastewater:

1. Pollutants which create a fire or explosive hazard in the POTW, including, but not limited to waste-streams with a closed-cup flashpoint of less than 140 degrees F (60 degrees using the test methods specified in 40 CFR 261.21);
2. Wastewater having a pH less than 5.0 or more than 11.5, or otherwise causing corrosive structural damage to the POTW or equipment;
3. Solid or viscous substances in amounts which will cause obstruction of the flow in the POTW resulting in interference but in no case solids greater than one half inch (1/2") in any dimension;
4. Pollutants, including oxygen-demanding pollutants (BOD, etc.), released in a discharge at a flow rate and/or pollutant concentration which, either singly or by interaction with other pollutants, will cause interference with the POTW;
5. Wastewater having a temperature greater than 150 degrees F (66 degrees C), or which will inhibit biological activity in the treatment plant resulting in interference, but in no case wastewater which causes the temperature at the introduction into the treatment plant to exceed 104 degrees F (40 degrees C);
6. Petroleum oil, non-biodegradable cutting oil, or products of mineral oil origin, in amounts that will cause interference or pass through;

7. Pollutants which result in the presence of toxic gases, vapors, or fumes within the POTW in a quantity that may cause acute worker health and safety problems;
8. Trucked or hauled pollutants, except at discharge points designated by Director of Utilities in accordance with § 191-03(D);
9. Noxious or malodorous liquids, gases, solids, or other wastewater which, either singly or by interaction with other wastes, are sufficient to create a public nuisance or a hazard to life, or to prevent entry into the sewers for maintenance or repair;
10. Wastewater which imparts color which cannot be removed by the treatment process, such as, but not limited to, dye wastes and vegetable tanning solutions, which consequently imparts color to the treatment plant's effluent, thereby violating the city's AZPDES permit;
11. Wastewater containing any radioactive wastes or isotopes except in compliance with applicable state or federal regulations;
12. Storm water, surface water, ground water, artesian well water, roof runoff, subsurface drainage, swimming pool drainage, condensate, deionized water, noncontact cooling water and unpolluted industrial wastewater, unless specifically authorized by the Director of Utilities;
13. Sludges, screenings, or other residues from the pretreatment of industrial wastes;
14. Medical wastes, except as specifically authorized by Director of Utilities in a wastewater discharge permit;
15. Wastewater causing, alone or in conjunction with other sources, the treatment plant's effluent to fail toxicity test;
16. Detergents, surface-active agents, or other substances which that might cause excessive foaming in the POTW;
17. Fats, oils, or greases of animal or vegetable origin in quantities that cause or contribute to obstructions;
18. Wastewater causing two readings on an explosion hazard meter at the point of discharge into the POTW, or at any point in the POTW, of more than 5% or any single reading over 10% of the lower explosive limit of the meter.
19. Any material that would be identified as hazardous waste according to 40 CFR Part 261 may not be discharged or disposed of in a sewer.

PART 2 – MONITORING REQUIREMENTS

- A. During the term of this permit, the permittee shall monitor Outfall 001 for the following parameters, at the indicated frequency:

Table 2.1 Monitoring Requirements

PARAMETER	LOCATION	MONITORING FREQUENCY	REPORTING FREQUENCY	SAMPLE TYPE
Flow	Outfall 001	Continuously	Monthly / Note 1	Measured

Note 1: Flow is to be logged on the City of Yuma's Recreational Vehicle Disposal Site Use Form. Each use, flow event, or visit is to be logged.

PART 3 – REPORTING REQUIREMENTS

A. Self-Monitoring Reports

Monitoring results shall be summarized and reported as indicated in Table 2.1 on a Recreational Vehicle Disposal Site Use Form.

Monthly: Monthly monitoring reports shall be submitted twelve times per calendar year, and reported at the given frequencies. The report is due no later than the 15th of the following month.

Each Monitoring Report shall contain:

1. A completed City of Yuma Recreational Vehicle Disposal Site Use Form; see Attachment A, for a copy of the form.
2. A check for the appropriate fees for the reporting period. The fee for a recreational vehicle to dispose of wastewater into the City of Yuma wastewater collection system is \$1.50 per use. The appropriate fee is calculated by multiplying \$1.50 by the number of times the disposal site was utilized during the reporting period, as indicated on the City of Yuma Recreational Vehicle Disposal Site Use Form.
3. The signatory requirements as outlined in Part 5, Section 4, D- Signatory Requirement, of this permit for reporting to the City of Yuma.

A monitoring report is due whether or not the site discharges wastewater to the City of Yuma wastewater collection system. In the event the permittee does not discharge wastewater during the reporting period, the permittee shall submit a City of Yuma Recreational Vehicle Disposal Site Use Form documenting there was no discharge of wastewater.

B. Accidental Discharge and Operating Upset Report

The permittee shall notify the City of Yuma Utilities Department, Pretreatment Section immediately upon the occurrence of accidental discharges that might cause potential problems for the POTW or spills that might enter the public sewer that are of substances prohibited by Yuma City Code, Section 191-02 (A). During normal business hours the City of Yuma Utilities Department, Pretreatment Section shall be notified by telephone at (928) 373-4600. At all other times, the City of Yuma shall be notified by telephone at (928) 373-4592 after 4:00 PM Monday through Friday.

or weekends and holidays. The notification shall include location of discharge, date, and time thereof, type of waste, including concentration and volume, and corrective actions taken. The permittee's notification of accidental releases in accordance with this section does not relieve it of other reporting requirements that arise under local, State or Federal laws.

Within five days following the accidental discharge, the permittee shall submit to the City of Yuma Utilities Department, Pretreatment Section a detailed written report. The report shall specify:

1. Description and cause of the upset, slug load or accidental discharge, the cause thereof, and the impact on the permittee's compliance status. The description should also include location of discharge, type, concentration and volume of waste.
2. Duration of noncompliance, including exact dates and times of noncompliance and, if noncompliance is continuing, the time by which compliance is reasonable expected to be achieved.
3. All steps taken or to be taken to reduce, eliminate, and/or prevent recurrence of such an upset, slug load, accidental discharge, or other conditions of noncompliance.
4. All reports required by this permit shall be submitted to the City of Yuma Utilities Department, Pretreatment Section at the following address:

**Pretreatment & Backflow Programs Supervisor
Utilities Department
Pretreatment Section
270 W. 13th Street
Yuma, Arizona 85364**

PART 4 – SPECIAL CONDITIONS

A. Re-opener Clause

This permit may be reopened and modified to incorporate any new or revised requirements developed by the City of Yuma as are necessary to ensure POTW compliance with applicable sludge management requirements promulgated by EPA including sludge management (40 CFR part 503).

B. Term

The term of this permit shall be from May 19, 2023 and shall expire at midnight on May 18, 2026 except:

Permittee acknowledges and agrees, by acceptance of this permit, there are absolutely no representations by the City of Yuma of any other extensions, renewals or reissuance of any permittee beyond the time frame set forth herein. Further, permittee acknowledges and agrees by acceptance of this permit that at such time as this permit expires, it is the intent and representations of the permittee to either store its wastewater on site or shut down its operations. This provision does not preclude the City of Yuma, in its sole discretion, from issuing another permit on any emergency or non-emergency basis to permittee.

- C. The Recreational Vehicle Disposal Site shall be locked when not in use.

PART 5 - STANDARD CONDITIONS

Section 1 – General Conditions and Definitions

A. Severability

The provisions of this permit are severable, and if any provision of this permit, or the application of the provision of this permit to any circumstances, is held invalid, the application of such provision to other circumstances and the remainder of this permit shall not be affected thereby.

B. Duty to Comply

The Industrial User shall comply with all provisions of this permit. Failure to comply with the requirements of this permit may be grounds for the administrative action, or enforcement proceedings including civil or criminal penalties, injunctive relief, summary abatements or any other remedies provided by law.

C. Duty to Mitigate

The permittee should take all reasonable steps to minimize or correct any adverse impact to the public treatment plant or the environment resulting from noncompliance with this permit, including such accelerated or additional monitoring as necessary to determine the nature and impact of the non-complying discharge.

D. Permits

In accordance with § 191-05(E), the Director of Utilities may change the permit and/or, accept a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance, does not stay any permit condition, or reflect a transfer of the facility ownership or operation to a new owner or operator.

E. Permit Appeals

The Director of Utilities shall provide public notice of the issuance of an individual wastewater discharge permit or a general permit. Any person, including the user, may petition the Director of Utilities to reconsider the terms of an individual wastewater discharge permit or a general permit within 30 days of notice of the permit's issuance.

F. Limitation on Permit Transfer

Individual wastewater discharge permits or coverage under general permits may be transferred to a new owner or operator only if the permittee gives at least 30 days advance notice to the Director of Utilities and the Director of Utilities approves the individual wastewater discharge permit or the

general permit coverage transfer in writing. The notice to the Director of Utilities must include a written certification by the new owner or operator which:

1. States that the new owner and/or operator has no immediate intent to change the facility's operations and processes;
2. Identifies the specific date on which the transfer is to occur; and
3. Acknowledges full responsibility for complying with the existing individual wastewater discharge permit or general permit.
4. Failure to provide advance notice of a transfer renders the individual wastewater discharge permit or coverage under the general permit void as of the date of facility transfer.

G. Individual Wastewater Discharge Permit Reissuance.

A user with an expiring individual wastewater discharge permit or general permit shall apply for individual wastewater discharge permit or general permit reissuance by submitting a complete permit application, in accordance with § 191-04(E) of this chapter, a minimum of 90 days prior to the expiration of the user's existing individual wastewater discharge permit or general permit.

H. Continuation of Expired Permits

1. An expired permit may be administratively extended
2. An expired permit which has been administratively extended will continue to be effective and enforceable until the permit is reissued if:
 - a. The permittee has submitted a complete permit application at least ninety (90) days prior to the expiration date of the user's existing permit.
 - b. The failure to reissue the permit; prior to expiration of the previous permit, is not due to any act or failure to act on the part of the permittee

I. Confidential Information

Except for data determined to be confidential under Yuma City Code, Section 191-08 Confidential Information, copies of the reports required by this permit may be obtained from the office of the City Clerk.

J. Property Rights

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any invasion of personal rights, nor any infringement of Federal, State, or Local regulations.

K. Compliance with Applicable Pretreatment Standards and Requirements

Compliance with this permit does not relieve the permittee from its obligations regarding compliance with any and all applicable local, State and Federal pretreatment standards and requirements including any such standards or requirements that may become effective during the term of this permit.

L. Treatment Charges

The permittee shall pay all applicable treatment charges listed in the Yuma City Code, Section 191-14 Wastewater Cost of Services Charge.

Section 2 – Operation and Maintenance of Pollution Controls

A. Proper Operation and Maintenance

The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances), which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance includes but is not limited to: effective performance, adequate funding, adequate operator staffing and training, and adequate laboratory and process controls, including appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems only when necessary to achieve compliance with the conditions of the permit. The permittee shall, at its own expense, construct and at all times properly maintain the outfall specified in this permit.

B. Duty to Halt or Reduce Activity

Upon reduction of efficiency of operation, or loss or failure of all or part of the treatment facility, the permittee must, to the extent necessary to maintain compliance with its permit, control its production of discharges (or both) until operation of the treatment facility is restored or an alternative method of treatment is provided. Such requirement applies, for example, when the primary source of power of the treatment facility fails or is reduced. It will not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity to maintain compliance with this permit.

Section 3 – Monitoring and Records

A. Flow Measurements

Flow is to be logged on the City of Yuma Recreational Vehicle Disposal Site Use Form. Each use, flow event, or visit is to be logged.

B. Inspection and Entry

The permittee must allow the City of Yuma Pretreatment Section, or an authorized representative or federal and state personnel, upon the presentation of proper identification, to do the following;

1. Enter upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of this permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;

3. Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit;
4. Sample or monitor, for the purposes of assuring permit compliance, any substances or parameters at any location; and
5. Inspect any production, manufacturing, fabricating, or storage area where pollutants, regulated under the permit, could originate, be stored, or be discharged to the sewer system.

C. Retention of Wastewater Discharge Records

The permittee shall follow the requirements listed in the Yuma City Code, Section 191-16 (M) Recordkeeping.

D. Falsifying Information

Knowingly making any false statement on any report or other document required by this permit or knowingly rendering any monitoring device or method inaccurate is a crime and may result in the imposition of criminal sanction or civil penalties or both.

Section 4 – Additional Reporting Requirements

A. Planned Changes

The permittee shall give notice to the City of Yuma Pretreatment Section addressed to the Water Quality Assurance Supervisor 90 days prior to any facility expansion, production increase, or process modifications which results in new or substantially increased discharges or a change in the nature of the discharge.

B. Anticipated Noncompliance

The permittee shall give advance notice to the City of Yuma Pretreatment Section addressed to the Water Quality Assurance Supervisor of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements.

C. Duty to Provide Information

The permittee shall furnish to the City of Yuma Pretreatment Section, within 30 days any information which the City of Yuma Pretreatment Section may request to determine whether cause exists for modifying, revoking, and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also, upon request, furnish to the City of Yuma within 30 days copies of any records required to be kept by this permit.

D. Signatory Requirements

All applications, reports, or information submitted to the City of Yuma Pretreatment Section must contain the following certification statement and shall be signed by a principal executive officer of the permittee, or his authorized representative:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

1. Authorized representative must be designated in writing;
2. Authorization must specify either an individual or a position having responsibility for the overall operation of the facility from which the Industrial Discharge originates, such as the position of plant manager, operator of a well, or a well field superintendent, or a position of equivalent responsibility or having overall responsibility for environmental matters for the company.
3. Authorization must be submitted to the City of Yuma Pretreatment Section addressed to the Water Quality Assurance Supervisor.
4. If authorization of the representative becomes inaccurate because a different individual or position has responsibility for the overall operation of the facility, or overall responsibility for the environmental matters for the company, a new authorization must be submitted to the City Pretreatment Section addressed to the Water Quality Assurance Supervisor prior to or together with any reports to be signed by an authorized representative.

E. Annual Publication

A list of all industrial users that were in significant noncompliance during the 12 previous months must be annually published by the City of Yuma Utilities Department in a newspaper of general circulation that provides meaningful public notice within the jurisdiction served by Figueroa Avenue Water Pollution Control Facility and/or Desert Dunes Water Reclamation Facility. Accordingly, the permittee is apprised that noncompliance with this permit may lead to an enforcement action and may result in publication of its name in an appropriate newspaper in accordance with this section.

F. Civil and Criminal Liability

Nothing in this permit shall be construed to relieve the permittee from civil and/or criminal penalties for noncompliance under Yuma City Code, Chapter 191, Section 191-11 Judicial Enforcement Remedies.

M. Penalties for Violations of Permit Conditions

The Yuma City Code, Section 191-11 (B) provides that any person who violates a permit condition is subject to a civil penalty of up to \$2,500.00 per day of such violation. Any person who will fully or negligently violates permit conditions is subject to criminal penalties of a fine of

up to \$2,500.00 per day of violation, or by imprisonment for 10 days or both. The permittee may also be subject to sanctions under State and/or Federal law or both.

N. Recovery of Costs Incurred

In addition to civil and criminal liability, the permittee violating any of the provisions of this permit or the Yuma City Code, Chapter 191 or causing damage to or otherwise inhibiting the City of Yuma wastewater disposal system shall be liable to the City of Yuma for any expense, loss, or damage caused by such violation or discharge. The City of Yuma may also recover the costs for any cleaning, repair, or replacement work caused by the violation or discharge. Refusal to pay the assessed cost will constitute a separate violation.



Recreational Vehicle Disposal Site Use Form

POTW USE ONLY
Date Received: _____
Reviewed By: _____

Company Name: _____ Permit # _____

Acceptable wastes shall consist of domestic wastewater from recreational vehicle holding tanks only.

SEE REVERSE SIDE FOR PROHIBITED SUBSTANCES

	Date	Owners Name (print)	Type of Recreational Vehicle	Volume of Holding Tank (gal)	Owners Signature	Site Representative Signature
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19						
20						

The permittee shall notify the City of Yuma immediately upon the occurrence of an accidental discharge of substances prohibited by Yuma City Code 191 or spills that may enter the Publicly Owned Treatment Works. The City should be notified by telephone at (928) 373-4600, during business hours and after hours at (928) 373-4592.

The prohibited list of substances that cannot be discharged to the City of Yuma's wastewater system is located on City of Yuma Utility Code, Title 19, Chapter 191-02.1

Signatory Requirements

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

* Name (print):_____ Title:_____

* Signature:_____ Date:_____

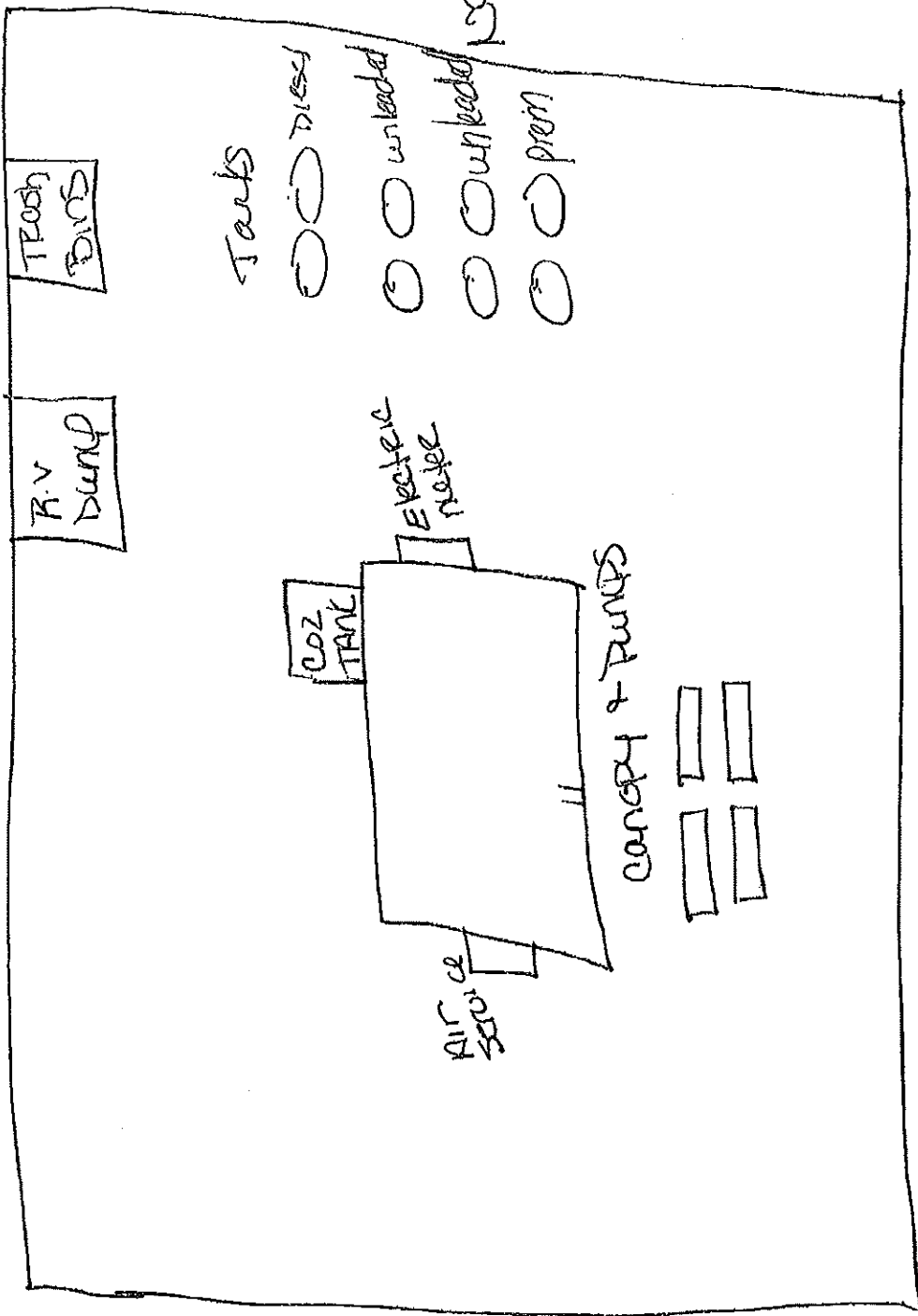
* Yuma City Code requires that an Authorized Representative of the User sign all reports to the Control Authority. An Authorized Representative is defined as a person responsible for principle business decisions or other policy decisions for the business/facility.

Any questions regarding this form please call the City of Yuma Pretreatment Section at (928) 373-4600.

Return completed Recreational Vehicle Disposal Site Use form to:

**City of Yuma, Utilities Department
Pretreatment Section
270 W. 13th Street
Yuma, AZ 85364**

West



East

North